



NEWS

Judicial Council of California
ADMINISTRATIVE OFFICE OF THE COURTS
Public Information Office
(415) 865-7740
Lynn Holton, Public Information Officer

Release Date: August 2, 2000

Release Number: s.c. 31/00

SUMMARY OF CASES ACCEPTED DURING THE WEEK OF JULY 24, 2000

[This news release is issued to inform the public and the press of cases that the Supreme Court has accepted and of their general subject matter. The description or descriptions set out below do not necessarily reflect the view of the court, or define the specific issues that will be addressed by the court.]

#00-92 Birndorf v. Superior Court, S088525. (D034013.) Unpublished opinion. Petition for review after the Court of Appeal granted a petition for peremptory writ of mandate. This case concerns whether an action to enforce alleged promises relating to financial matters, made during a relationship in which there was a broken promise to marry, was barred by Civil Code section 43.5, subdivision (d).

#00-93 Camargo v. Tjaarda Dairy, S088632. (F031741; 79 Cal.App.4th 1088.) Petition for review after the Court of Appeal reversed a summary judgment in a civil action. This case concerns whether a cause of action for negligent hiring maybe brought against the hirer of an independent contractor by an employee of the independent contractor who was injured in the course of his employment in light of Privette v. Superior Court (1993) 5 Cal.4th 680 and Toland v. Sunland Housing Group (1998) 18 Cal.4th 253.

#00-94 People v. Cornelius, S068743. (D027176; 79 Cal.App.4th 771.) Petition for review after the Court of Appeal affirmed a judgment of conviction of criminal offenses. The court limited review to the issue whether the trial court properly tripled,

(over)

pursuant to the three strikes law, the 25-year parole eligibility period of a life sentence for rape imposed under the one-strike law. (See Pen. Code, §§ 1170.12, 667.61(a).)

#00-95 Haynie v. Superior Court, S089115. (B137707; 80 Cal.App.4th 603.)

Petition for review after the Court of Appeal granted a petition for peremptory writ of mandate. This case includes issues concerning whether the exemption from disclosure under the Public Records Act for records of complaints to and investigations by police agencies 1) requires that the prospect of enforcement proceedings be concrete and definite and 2) applies to records created before or during a routine stop. (Gov. Code, § 6254(f).)

#00-96 People v. Russo, S088368. (F027481, F033159; 79 Cal.App.4th 1033.)

Petition for review after the Court of Appeal modified sentence but affirmed a judgment of conviction of criminal offenses and denied a petition for writ of habeas corpus. This case includes the issue whether the jury must unanimously agree on the particular overt act that provides the overt act necessary to convict of the crime of conspiracy.

#